

REMARKS

Status of the Claims

Claims 1-38 are pending.

Claims 1-2, 4-7, 9-14, 15-20, 22, 24-27, 29-32, 34, and 36-38 were rejected under 35 U.S.C. 103(a) as being unpatentable over US Patent Number 5,832,449 to Cunningham in view of US Patent Number 5,945,651 to Chorosinski.

Claims 3, 23, 28 and 35 were rejected under 35 USC 103(a) as being unpatentable over Cunningham in view of Chorosinski as applied to claims 2, 22, 27, 34 respectively, and further in view of US Patent Number 5,666,490 to Gillings.

Claims 8, 21 and 33 were rejected under 35 USC 103(a) as being unpatentable over Cunningham in view of Chorosinski, as applied to claims 1, 15, 27 respectively and further in view of US Patent Number 6,564,121 to Wallace.

Applicant traverses the rejections and respectfully requests reconsideration in view of the respective claim amendments herein.

Claim Amendments:

Claims 1, 15, 22, 25, 27, 34 and 37 are amended.

Claims 1, 15, 22, 25, 27, 34 and 37 are amended to more precisely reflect that the token displays token processing information, the token processing information at least including contact information for adjudication assistance. Support for this amendment may be found at least in paragraph [0045] of the specification.

No new matter has been added by way of the claim amendments.

Arguments

Applicant submits that this Reply and Amendment places the application in condition for allowance by amending claims in manners that are believed to render all pending claims allowable over the cited art of Cunningham, Chorosinski, Gillings and Wallace.

Claim 1 as amended recites: *A computer implemented method for tracking distribution of pharmaceutical drug samples prescribed by a prescriber to a pre-identified patient, comprising a step of adjudicating by a computer, at a health plan adjudication database system, a claim associated with the pre-identified patient for the use of a token representative of a pharmaceutical drug sample, wherein the token is provided by the prescriber to the pre-identified patient for obtaining the pharmaceutical drug sample from a drug dispenser, and wherein the token displays token processing information, the token processing information at least including contact information for adjudication assistance.*

None of the cited references disclose a limitation of a token disclosing token processing information, the token processing information at least including contact information for adjudication assistance.

For the above reason, none of the cited references of Cunningham, Chorosinski, Gillings and Wallace, either alone, or in combination, discloses the Applicant's invention as presently claimed in claims 1-38.

Conclusion

Applicant respectfully submits that since the Examiner's cited references neither alone, nor in combination, disclose the Applicant's invention as presently claimed, for at least the reasons set out above, the application in its present form is in condition for allowance. Action toward that goal is respectfully requested.

The Examiner is kindly invited to contact applicant's agent Henry Ohab at 416.862.3593 if it would be of assistance in resolving any issues in this application.

Respectfully submitted,

/Henry Ohab/

Henry Ohab
Agent for the Applicant
Reg. No. 45,854

Gowling Lafleur Henderson LLP
1 First Canadian Place, Suite 1600
Toronto, Ontario, M5X 1G5

TOR_LAW\7272900\1